

KEVIN G. HORBATIUK (KGH-4977)  
RUSSO, KEANE & TONER, LLP  
Attorneys for Defendant  
**CUNNINGHAM DUCT WORK s/h/i/a**  
**CUNNINGHAM DUCT CLEANING CO., INC.**  
26 Broadway - 28th Floor  
New York, New York 10004  
(212) 482-0001

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
**IN RE COMBINED WORLD TRADE CENTER  
AND LOWER MANHATTAN DISASTER SITE  
LITIGATION**  
-----X

**21 MC 102 (AKH)**

**WLODZIMIERZ BELKOWSKI and TERESA  
BELWSKI,**

**DOCKET NO:  
07 CV 5339**

**Plaintiffs,**

**-against-**

**100 CHURCH, LLC, 150 BROADWAY CORP.,  
150 BROADWAY NY ASSOCIATES L.P., 222  
BROADWAY, LLC 50 TRINITY, LLC., 63 WALL  
WALL STREET INC., 63 WALL, INC., 88  
GREENWICH LLC., ALAN KASMAN  
DBA KASCO, AMBIENT GROUP, INC., ANN  
TAYLOR STORES CORP., AT&T WIRELESS  
SERVICES, INC., BAILEY N.Y., ASSOCIATES,  
BANKERS TRUST COMPANY, BANKERS  
TRUST CORP., BANERS TRUST NEW YORK  
CORPORATION, BATTERY PARK CITY  
AUTHORITY, BLACKMON-MOORING  
STEAMATIC CATASTOPHE, INC., d/b/a BMS  
CAT, BROADWAY WEST STREET ASSOCIATES  
LIMITED PARTNERSHIP, BROOKFIELD FINANCIAL  
PROPERTIES, INC., BROOKFIELD FINANCIAL  
PROPERTIES, L.P., BROOKFIELD PROPERTIES  
CORPORATION, BROOKFIELD PROPERTIES HOLDINGS,  
INC., BROWN BROTHERS HARIMAN & CO., INC., BT  
PRIVAE CLIENTS CORP., CHASE MANHATTAN  
BANK CORPORATION, CUNNINGHAM DUCT CLEANING CO.,  
CUSHMAN & WAKEFIELD, INC., DEUTSCHE  
BANK TRUST COMPANY, DEUTSCHE BANK**

**NOTICE OF  
ADOPTION OF  
ANSWER TO  
MASTER COMPLAINT**

TRUST COMPANY, DEUTSCHE ANK  
TRUST COMPANY, DEUTSCHE BANK  
TRUST COMPANY AMERICAS, DEUTSCHE  
BANK TRUST CORPORATION, ENVIROTECH  
CLEAN AIR, INC., GPS ENVIRONMENTAL  
CONSULTANTS, INC., HIGHLAND  
DEVELOPMENT LLC, HILLMAN ENVIRONMENTAL  
GROUP, LLC INDOOR AIR PROFESSIONALS, INC.,  
INDOOR ENVIRONMENTAL TECHNOLOGY, INC.,  
JONES LANG LASALLE AMERICAS, INC.,  
JONES LANG LASALLE SERVICES CO., KASKO  
RESTORATION SERVICES CO., LAW  
ENGINEERING, P.C., MERRILL LYNCH & CO.,  
INC., MDSW 140 BROADWAY PROPERTY LLC  
NOMURA HOLDING AMERICA, INC.,  
NOMURA SECURITIES INTERNATIONAL, INC.,  
ROYAL AND SUNALLIANCE INSURANCE GROUP,  
PLC., STEEPLECHAE ACQUISITIONS LLC,  
STRUCTURE TONE (UK), INC., STRUCTURE  
TONE GLOBAL SERVICES, INC., SWISS BANK  
CORPORATION, THE BANK OF NEW YORK  
TRUST COMPANY, N.A, TISHMAN INTERIORS  
CORPORATION, TOSCORP, INC., TRC ENGINEERS,  
INC., TRINITY CENTRE, LLC, TULLY CONSTRUCTION  
CO., TULLY INDUSTRIES, INC., WESTON  
SOLUTIONS, INC., WFP TOWER B CO., G.P.,  
CORP., WFP TOWER B HOLDING CO., L.P.,  
WFP TOWER D CO.,G.P. CORP., WFP TOWER  
D HOLDING CO., I L.P., WFP TOWER D  
HOLDING CO., II L.P., WFP TOWER D  
HOLDING I. G.P., CORP., WFP TOWER D CO.,  
L.P., AND ZAR REALTY MANAGEMENT CORP.,

**Defendants.**

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PLEASE TAKE NOTICE, that defendant CUNNINGHAM DUCT WORK s/h/i/a CUNNINGHAM DUCT CLEANING CO., INC. ("CUNNINGHAM"), by its attorneys, RUSSO, KEANE & TONER, LLP, as and for its Response to the allegations set forth in the Complaint by Adoption (Check-Off-Complaint) Related to the Master Complaint filed in the above referenced action, hereby adopt their Answer to Master Complaint dated, August 1, 2007, which was filed in the matter of *In Re World Trade Center Lower Manhattan Disaster Site Litigation*, 21 MC 102

(AKH).

**WHEREFORE**, the defendant, CUNNINGHAM demands judgment dismissing the above captioned caption action as against it, together with its costs and disbursements and for such other and further relief as this Court deems just and proper.

Dated: New York, New York  
January 24, 2008

Kevin G. Horbatiuk  
Kevin G. Horbatiuk (KGH4977)  
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TO: CHRISTOPHER R. LaPOLA, ESQ.,  
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**CERTIFICATION OF SERVICE**

I hereby certify that a copy of the above and foregoing has been served upon the following listed person by placing a copy of the same in the United States mail, postage prepared and properly addressed, this the 7th day of January, 2008.

CHRISTOPHER R. LaPOLA, ESQ.,  
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KEVIN G. HORBATIUK